

MACOMB TOWNSHIP BOARD OF TRUSTEES REGULAR MEETING HELD ON
WEDNESDAY MARCH 26, 2003
AT 7:00 P.M.

LOCATION: MACOMB TOWNSHIP MEETING CHAMBERS
54111 BROUGHTON ROAD
MACOMB, MICHIGAN 48042

PRESENT: JOHN D. BRENNAN, SUPERVISOR
MICHAEL D. KOEHS, CLERK
MARIE MALBURG, TREASURER
TRUSTEES: JANET DUNN
KENNETH MEERSCHAERT, JR.
DINO F. BUCCI, JR.
CHARLES OLIVER

ABSENT: NONE.

Also in attendance: Larry Dloski, Township Attorney
Jerome R. Schmeiser, Community Planning Consultant
James Van Tiflin, Project Manager from Spalding & DeDecker
Associates. (Additional attendance record on file with Clerk)

Call Meeting to Order

1. Roll Call

Clerk Koehs called the Roll Call. All members present.

2. PLEDGE OF ALLEGIANCE

3. Approval of Agenda Items (with any addendums)

MOTION by BUCCI seconded by KOEHS to approve the amended agenda as discussed.

MOTION carried.

4. Approval of Bills

MOTION by DUNN seconded by MALBURG to approve the Bills as submitted.

MOTION carried.

5. Approval of Meeting Minutes

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MOTION by OLIVER seconded by DUNN to approve the revised meeting minutes of March 12, 2003 as submitted.

MOTION carried. Member MEERSCHAERT WAS excluded from this motion.

6. Department Monthly Reports
 - a. Macomb County Sheriffs Department
 - b. Building Department
 - c. Fire Department
 - d. Water/Sewer Department
 - e. Parks and Recreation Department

MOTION by DUNN seconded by KOEHS to approve the Department Monthly Reports as a consent agenda item.

MOTION carried.

7. Public Comments (Non Agenda items only - 3 minute time limit)

Norman Snay presented to the Township Board the POW MIA Flag. Tiffany Kimble introduced herself to the Board as Senator Alan Sanborns District Liaison. Vicky Selva, held further discussion regarding the paving of Broughton Road. Wallace Perry stated his recommendations to the Board for televising meetings, cameras for the Board Room, separate water meters, and a full time Senior Coordinator.

PUBLIC HEARING:

8. Consideration of the Community Development Block Grant Projects and seeking input on the reprogramming for the Parks & Recreation Master Planning.

Supervisor Brennan reviewed the total amount of One Hundred Two Thousand dollars and 00/100 (\$102,000.00) that the Township will receive in Community Development Block Grant Funds. .

Public Portion: Tomas Dale, a member of the Board of directors and representative for Mccrest spoke briefly.

MOTION by DUNN seconded by MALBURG to close the Public Hearing at 7:28P.M.

MOTION carried.

Mr. Brennan stated any action taken on the Block Grant Funds will be done at the next Township Board meeting on April 9, 2003.

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9. Request to adopt the Industrial Facilities Exemption Certificate for Volos Tube Form, Inc. Section 20.

Larry Dloski, Township Attorney reviewed the Industrial Facilities Exemption Certificate with the Board members.

Public Portion: None.

Petitioner: Gregory Filar, representing of Volos Tube Inc present.

MOTION by OLIVER seconded by KOEHS to close the Public Hearing at 7:35 P.M.

MOTION carried.

MOTION by DUNN seconded by MALBURG to grant the tax abatement for duration of nine (9) years for the Request to adopt the Industrial Facilities Exemption Certificate for Volos Tube Form, Inc. Section 20.

FOR THIS MOTION: DUNN, MALBURG, MEERSHAERT, BUCCI, OLIVER, KOEHS, BRENNAN.

OPPOSED: NONE.

ABSENT: NONE

MOTION carried.

PLANNING COMMISSION:

Add-on

- 9a. Tentative Preliminary Plat; West Park Estates Subdivision; 68 lots; Located on the north side of 25 Mile road and approximately ¼ mile east of Luchtman Road; Sec. 4; Montana Homes, Petitioner. Permanent Parcel No. 08-04-300-005.

Jerome R. Schmeiser, Community Planning Consultant reviewed the request.

Public Portion: None.

Petitioner: Al Vennettilli, present.

MOTION by DUNN seconded by MEERSCHAERT to approve the variance Section 17-132 (d) to not require the stub street to the property to the east. This motion is in connection with Tentative Preliminary Plat; West Park Estates Subdivision; 68 lots;

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Located on the north side of 25 Mile road and approximately ¼ mile east of Luchtman Road; Sec. 4; Montana Homes, Petitioner. Permanent Parcel No. 08-04-300-005.

MOTION carried.

MOTION by DUNN seconded by MEERSCHEART to approve the variance Section 17-138 (c) to allow the block length to exceed the 1,320 for the main road in the subdivision. This motion is in connection with Tentative Preliminary Plat; West Park Estates Subdivision; 68 lots; Located on the north side of 25 Mile road and approximately ¼ mile east of Luchtman Road; Sec. 4; Montana Homes, Petitioner. Permanent Parcel No. 08-04-300-005.

MOTION carried.

MOTION by DUNN seconded by KOEHS to approve the Tentative Preliminary Plat; West Park Estates Subdivision; 68 lots; Located on the north side of 25 Mile road and approximately ¼ mile east of Luchtman Road; Sec. 4; Montana Homes, Petitioner. Permanent Parcel No. 08-04-300-005. This motion is contingent upon the following conditions:

The petitioner must submit documentation to the Township Clerk that Consumer Energy has granted or denied authorization to cross the Consumer Energy property. Should Consumer Energy approve the crossing, then plans for its development must be prepared. It is suggested that the petitioner work with the Engineer of the property owners to the north to determine the exact location and design of the street. It is the responsibility of the petitioner to provide funds for half of the street with the north half of the stub to be developed by the subdivision to the north. The design and escrow to be determined by the Township Engineer.

MOTION carried.

Add-On

9b. Request for a recommendation to have the Township Board authorize the Planning Commission to review the proposed amendments to the Township Zoning Ordinance Text.

MOTION by OLIVER seconded by BUCCI to approve the request for the Planning Commission to review the proposed amendments to the Township Zoning Ordinance Text.

MOTION carried.

NEW BUSINESS:

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10. Request for authorization for the Township Engineer to design Trunk Line Utilities for the 23 Mile Road Sanitary Sewer (Card Road to east limits of Macomb Township).

James Van Tiflin, Project Manager from Spalding & DeDecker Associates reviewed the request.

Public Portion: None

Petitioner: Daniel S. Spatafora and Harry Terbrueggain representatives from the Elro Corporation present.

MOTION by OLIVER seconded by MALBURG to approve the Request for authorization for the Township Engineer to design Trunk Line Utilities for the 23 Mile Road Sanitary Sewer (Card Road to east limits of Macomb Township).

MOTION carried.

11. Request to schedule a Public Hearing date for Street Lighting Proposal and Agreement; The Bluffs of Beaufait Farms Subdivision; Section 23

Supervisor BRENNAN reviewed the request.

MOTION by KOEHS seconded by DUNN to schedule the public Hearing date of April 23, 2003 for the Street Lighting Proposal and Agreement; The Bluffs of Beaufait Farms Subdivision; Section 23.

MOTOIN carried.

12. Request approval for transfer for the Wilfred Inc. Licensed Business.

Supervisor BRENNAN reviewed the request with the Building Department, Fire Department and Sheriff Department

Public Portion: None.

Petitioner: Maryanne Deneweth, representative. Thomas Lefevre owner present.

MOTION by MEERSCHAERT seconded by BUCCI to approve Wilfred, Inc. Resolution requesting to transfer location (Governmental Unit) of 2002 12 months resort class C-SMD Licensed business (Issues under MCL 436.1531 (2) in escrow) with dance permit, official permit (food), and 4 bars from 41620 Congerbay,

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**Harrison Township, MI 48045, in the County of Macomb to 20333 Hall Road,
Macomb Township, MI 48044, in the County of Macomb.**

**FOR THIS MOTION: MEERSCHEART, BUCCI, DUNN, OLIVER, MALBURG,
KOEHS, BRENNAN.**

OPPOSED: NONE.

ABSENT: NONE.

MOTION carried.

13. Request for Temporary Certificate of Occupancy for Aspen Restaurant.

Mr. Brennan noted the concerns raised by the Township Engineers.

**MOTION by MEERSCHAERT seconded by MALBURG to approve the
Temporary Certificate of Occupancy for the Aspen Restaurant 20333 Hall Road.
Date to Expire June 1, 2003. This approval is contingent upon the following:**

1. That the petitioner resolves the issue regarding the slope of the handicap ramp with review and approval from the Township Engineers.
2. That the petitioner submits and completes the requirements for the Certificate of Zoning Compliance application.
3. That the petitioner understands that the Temporary Certificate of Occupancy granted will expire on June 1, 2003.

MOTION carried.

14. Request to purchase a Fax Machine and Maintenance Agreement.

Supervisor BRENNAN reviewed the request.

**MOTION by DUNN seconded by KOEHS to approve the purchase request from
Dale Office Plus for the Brother IntelliFax-4750e Fax Machine total purchase price
of Four Hundred Eighty Eight dollars and 75/100 (\$488.75) and Maintenance
Agreement total cost of One Hundred Thirty Eight dollars and 50/100 (\$138.50).**

MOTION carried.

OLD BUSINESS:

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15. Discussion on the SMDA Sites 9 and 9A Restrictive Covenants.

Larry Dloski, Township Attorney stated this agenda item is informational.

This item was informational only. No action taken.

16. Request for Release of Wall Sign Bond; Big Apple Bagel; Located on the northwest corner of 21 Mile Road and Card Road. Permanent Parcel No. 08-27-476-002.

Supervisor BRENNAN reviewed the request.

MOTION by BUCCI seconded by OLIVER to approve the Request for Release of the Wall Sign Bond; Big Apple Bagel; Located on the northwest corner of 21 Mile Road and Card Road. Permanent Parcel No. 08-27-476-002. Bond Amount Five Hundred dollars and 00/100 (\$500.00).

MOTION carried.

17. Request for Release of Wall Sign Bond; Tobacco Zone; Located on the northeast corner of 23 Mile Road and Romeo Plank Road. Permanent Parcel No. 08-17-476-005.

Supervisor BRENNAN reviewed the request.

MOTION by OLIVER seconded by MEERSCHAERT to approve the request for release of the Wall Sign Bond; ; Tobacco Zone; Located on the northeast corner of 23 Mile Road and Romeo Plank Road. Permanent Parcel No. 08-17-476-005. Bond Amount Five Hundred dollars and 00/100 (\$500.00).

MOTION carried.

18. Request for Release of Model Permit Bond; Evergreen Estates Subdivision; Located in section 16. Address: 51020 Ariana Court (Lot 9).

Supervisor BRENNAN reviewed the request.

MOTION by MALBURG seconded by MEERSCHART to approve the request to release the Model Bond Permit; ; Evergreen Estates Subdivision; Located in section 16. Address: 51020 Ariana Court (Lot 9). Records on file show a deposit letter of credit with Greco Title in the amount of Seven Thousand Five Hundred dollars and 00/100 (\$7,500.00).

MOTION carried.

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BUILDING DEPARTMENT:

19. Request to purchase one (1) Sharp AR-M208 Digital Copier System.

Bob Beckett, Building Department Official reviewed the request.

MOTION by OLIVER seconded by MALBURG to approve the request to purchase one (1) Sharp AR_M208 Copier System. Total Cost of Three Thousand Seven Hundred Ninety Five dollars and 00/100 (\$3,795.00).

MOTION carried.

20. Request to purchase four (4) Hewlett Packard 1000 Laser Jet Printer Systems.
Bob Beckett, Building Department Official reviewed the request. Mr. Beckett reviewed with the Board the recent change in software for the Building Department.

MOTOIN by MEERSCHEART seconded by DUNN to approve the request to purchase four (4) Packard 1000 Laser Jet Printer Systems. Total cost of Nine Hundred Ninety Nine dollars and 80/100 (\$999.80).

MOTION carried.

PARKS AND RECREATION:

21. Recommended Community Center Bid Awards.

Salvatore DiCaro, Parks & Recreation Director reviewed the request.

MOTION by KOEHS seconded by DUNN to approve the awards as presented by Skanska U.S.A Building Inc.

MOTION carried.

22. Request approval for the mass mailing of the Spring / Summer 2003 Dimensions Brochure.

Salvatore DiCaro, Parks & Recreation Director reviewed the request.

MOTION by DUNN seconded by KOEHS to approve the request for the mass mailing of the Spring / Summer 2003 Dimensions as presented.

MOTION carried.

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FIRE DEPARTMENT:

23. Review of Assistant Chief Job requirements and descriptions.

Mr. Ahonen reviewed the process of rewriting the requirements for the Assistant Fire Chief position.

This item was informational only. No action taken.

- 23a. Request for the Township Board of Trustees to authorize the hiring of two (2) additional part paid on call Macomb Township Fire Fighters bringing the previous approval of ten (10) to a total twelve (12) on call Fire Fighters.

Supervisor BRENNAN reviewed the request. Mr. Brennan reviewed the interview process and reviewed what requirements were involved.

MOTION by OLIVER seconded by BUCCI to approve the request to hire two (2) additional part paid on call Macomb Township Fire Fighters bringing the previous approval of ten (10) to a total twelve (12) on call Fire Fighters as discussed.

MOTION carried.

MOTION by KOEHS seconded by OLIVER to approve all twelve (12) of the interviewed subjects on the condition that they pass the Physical and the Agility Testing as discussed.

MOTION carried.

WATER/SEWER DEPARTMENT:

24. Change order # 7, Macomb Township Civic Center Utilities and Roads, MA 98-037, Diponio Contracting.

David Koss, Water and Sewer Department Superintendent reviewed the request. Mr. Van Tiflin, Township Engineer stated this should be noted as the Final Change Order.

MOTION by DUNN seconded by MALBURG to approve the Change order # 7, Macomb Township Civic Center Utilities and Roads, MA 98-037, Diponio Contracting. Total increase in the contract of Five Thousand Two Hundred Eight dollars and 43/100 (\$5,208.43) as submitted.

MOTION carried.

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25. Pay Certificate #12, Macomb Township Civic Center Utilities and Roads, MA 98-037, Diponio Contracting.

David Koss, Water and Sewer Department Superintendent reviewed the request.

MOTION by KOEHS seconded by MALBURG to approve the Pay Certificate #12, Macomb Township Civic Center Utilities and Roads, MA 98-037, Diponio Contracting. Total cost of Forty One Thousand Six Hundred Thirty dollars and 76/100 (\$41,630.76) as submitted.

MOTION carried.

26. Approval of Purchase Requisitions
A. SLC Meter Service Inc.

David Koss, Water and Sewer Department Superintendent reviewed the request.

MOTION by DUNN seconded by OLIVER to approve the purchase requisition for Two Hundred (200) 1'T-10 Meters from the SLC Meter Service Inc. Total cost of Thirty Thousand Six Hundred Sixty Four dollars and 32/100 (\$30,664.32) as submitted.

MOTION carried.

SUPERVISOR COMMENTS:

Add-On

27. Recommendation for appointments to the Zoning Board of Appeals (ZBA).

Supervisor BRENNAN reviewed the appointments and stated his recommendations.

MOTION by KOEHS seconded by DUNN to approve to appoint Tony Popovski and Dawn Slosson as members on the Zoning Board of Appeals for the Township of Macomb. The terms will expire on November 20, 2004.

MOTION carried.

CLERK COMMENTS:

Add-On

28. Recommendation regarding the Information Technology (IT) Service.

Clerk KOEHS reviewed the bids for the Network. Supervisor BRENNAN and Clerk KOEHS recommended SYO Inc.

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MOTION by DUNN seconded by OLIVER to approve entering into a one year agreement with SYO, Inc. This approval is subject to Legal Counsel review to authorize the Township to enter into the one year contract.

MOTION carried.

Clerk KOEHS briefly reviewed the BS&A Software status. Clerk KOEHS reviewed the response for the Information Technology Service Program and noting receipt of twenty nine (29) responses to date.

TREASURER COMMENTS:

TRUSTEES COMMENTS:

Trustee DUNN congratulated Chief Ahonen for being inaugurated as the president of the Macomb County Fire Chiefs Association.

MOTION by MEERSCHAERT seconded by KOEHS to send a letter of thanks to former Township Clerk Norman Snay for the donation of the POW MIA Flag.

MOTION carried.

EXECUTIVE SESSSION:

ADJOURNMENT

MOTION by MEERSCHART seconded by OLIVER to adjourn the meeting at 8:25 P.M.

MOTION carried.

Respectfully,

John D. Brennan, Supervisor

Michael D. Koehs, Clerk

Gabrielle M. Baker, Recording Secretary
MDK/gmb